

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION

JOSEPH F. HUTCHINSON, et al., :  
Plaintiffs, :  
vs. : CASE NO.  
FIFTH THIRD BANCORP, : C-1-01-789  
Defendant. :  
:

Deposition of: JOSEPH F. HUTCHISON

Taken: By the Defendant  
Pursuant to Notice

Date: May 19, 2005

Time: Commencing at 8:39 p.m.

Place: Deters, Benzinger &  
LaVelle, P.S.C.  
3500 Carew Tower  
441 Vine Street  
Cincinnati, Ohio 45202

Before: Karen Volk, RPR  
Notary Public - State of Ohio

1 A. That's right. Yes, sir.

2 Q. Other than information from your counsel,  
3 do you have any papers or documents relating to the  
4 Suburban Bancorp ESOP at home or in some office  
5 somewhere?

6 A. I probably just had the affiliation  
7 agreement and that's it.

8 Q. For now, no further questions.

9 MS. MORAN: We'll have signature.

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*Joseph F. Hutchison*  
JOSEPH F. HUTCHISON

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DEPOSITION CONCLUDED AT 11:03

SEE NEXT PAGE

A.M.

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5 **RULE 30(E) OF THE OHIO RULES OF CIVIL PROCEDURE BEING**  
6 **INVOKED.** REASON: AFTER HAVING BEEN SUBMITTED FOR  
7 SIGNATURE, TRANSCRIPT WAS NOT SIGNED BY DEPONENT WITHIN THE  
8 ALLOTTED TIME PER RULE30(E).

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**C E R T I F I C A T E**

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14 I, **KAREN VOLK**, THE UNDERSIGNED, HAVE SIGNED THE SIGNATURE OF  
15 **JOSEPH F. HUTCHISON**, TO THE DEPOSITION PURSUANT TO THE  
16 ABOVE-STATED REASON.

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KAREN VOLK, RPR  
NOTARY PUBLIC-STATE OF OH

MY COMMISSION EXPIRES:  
September 17, 2007

## 1 C E R T I F I C A T E

2 STATE OF OHIO :  
3 COUNTY OF CLERMONT :

4 I, Karen Volk, RPR, the undersigned, a duly  
5 qualified and commissioned notary public within and  
6 for the State of Ohio, do hereby certify that before  
7 the giving of his aforesaid deposition, JOSEPH F.  
8 HUTCHISON was by me first duly sworn to depose the  
9 truth, the whole truth and nothing but the truth;  
10 that the foregoing is the deposition given at said  
11 time and place by JOSEPH F. HUTCHISON; that said  
12 deposition was taken in all respects pursuant to  
13 stipulations of counsel; that I am neither a relative  
14 of nor employee of any of the parties or their  
15 counsel, and have no interest whatever in the result  
16 of the action; that I am not, nor is the court  
17 reporting firm with which I am affiliated, under a  
18 contract as defined in Civil Rule 28(D).

19 IN WITNESS WHEREOF, I hereunto set my hand and  
20 official seal of office at Batavia, Ohio, this 29th  
21 day of June, 2005.

22  
23 My commission expires: Karen Volk, RPR  
24 September 17, 2007. Notary Public - State of Ohio

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ORIGINAL